

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No.: 38777-0059

Applicant(s): Milan S. BLAKE *et al.*

Confirmation No.: 4551

Serial No.: 10/677,496

Examiner: Z. Lucas

Filing Date: October 3, 2003

Group Art Unit: 1648

Title: IMPROVED METHOD FOR THE PRODUCTION OF BACTERIAL  
TOXINS

**INFORMATION DISCLOSURE STATEMENT  
UNDER 37 CFR §1.56 and 37 CFR §1.97**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:


Submitted herewith on Form PTO/SB/08A is a listing of documents known to applicants in order to comply with applicants' duty of disclosure pursuant to 37 C.F.R. §1.56 and §1.97. A copy of each of the listed documents are being submitted to comply with the provisions of 37 C.F.R. §1.97-1.99.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or is considered to be material to patentability as defined in 37 C.F.R. §1.56(b). Applicants do not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* prior art reference against the claims of the present application.

Applicants believe that the instant Information Disclosure Statement is being filed before the mailing of a first Office Action on the merits under 37 CFR §1.97(b)(3), therefore, no fee is required in connection with its filing.

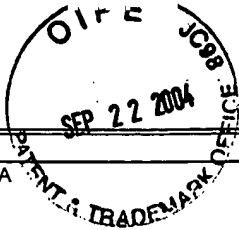
Applicants respectfully request that the listed documents be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO/SB/08A be returned in accordance with M.P.E.P. §609.

Respectfully submitted,

  
\_\_\_\_\_  
John P. Isacson  
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September 22, 2004  
Date

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Sheet 1 of 1 Form PTO/SB/08A		ATTY DOCKET NO. 38777-0059		SERIAL NO. 10/677,496			
LIST OF REFERENCES CITED BY APPLICANT(S)		APPLICANT(S) Milan S. BLAKE et al.					
		FILING DATE October 3, 2003		GROUP 1648			
Date Submitted: September 22, 2004							
U.S. PATENT DOCUMENTS							
*EXAMINER INITIAL		DOCUMENT NUMBER	DATE (M/D/Y)	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	B01	6,686,180	2/3/04	Blake et al.	435	71.3	
FOREIGN PATENT DOCUMENTS							
		DOCUMENT NUMBER	DATE (M/D/Y)	COUNTRY	CLASS	SUBCLASS	TRANSLATION YES NO
OTHER DOCUMENT(S) (Including Author, Title, Date, Pertinent Pages, Etc.)							
EXAMINER				DATE CONSIDERED			

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.